



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Carlucci et al.  
Serial No.: 10/811,322  
For: DISPENSING APPARATUS FOR RECEIVING A NUMBER OF  
DIFFERENTLY SIZED FOAM CANISTERS  
Filed: March 26, 2004  
Examiner: Not Yet Assigned  
Art Unit: 3754  
Confirmation No.: 9464  
Customer No.: 27,623

Attorney Docket No.: 884.0221USU

Mail Stop Missing Parts  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**TRANSMITTAL OF MISSING PARTS OF APPLICATION AND  
PAYMENT OF SURCHARGE UNDER 37 C.F.R. §1.16(e)**

Transmitted herewith are the following documents pertaining to the above-identified application:

- XX** Declaration and Power of Attorney executed by Vito James Carlucci, Martin A. Cohen and Paul J. Carrubba
- The undersigned attorney has verified that the above-identified applicant is entitled to Small Entity Status.;
- XX** 11 Sheets of Formal Drawings;
- XX** An Assignment of the Invention to : **CONAIR CORPORATION**, including \$40.00 recordation fee and Assignment Recordation Cover Sheet;
- A Certified Copy of the Priority Application;
- Information Disclosure Statement (Form - 1449); and

The Filing Fee is calculated below.

CLAIMS AS FILED				
(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee \$770.00
Total Claims	24- 20 =	4	x \$18.00	\$72.00
Independent Claims	4- 3 =	1	x \$86.00	\$86.00
Multiple Dependent Claim Fee		x \$290.00 = \$0.00		
TOTAL FILING FEE				\$928.00

1/2 FILING FEE FOR SMALL ENTITY	\$
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XX A copy of the Notice to File Missing Parts of Application Filing Date Granted.

\_\_\_ Petition and Fee for Extension of Time (37 CFR 1.136(A)).

\_\_\_ A check in the amount of \$\_\_\_\_\_ to cover the surcharge is enclosed.

XX The Commissioner is hereby authorized to charge **\$1,128.00** for the filing fee (\$928.00), the surcharge (\$130.00) and Assignment Recordation fee (\$40.00) to Deposit Account No.: **50-1239**. The duplicate copy of this authorization is enclosed for such purpose. Any deficiency in these fees should be charged to Deposit Account No.: 01-0467.

July 20, 2004  
Date

  
Charles N.J. Ruggiero, Esq.  
Attorney for Applicant  
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CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP MISSING PARTS, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON JUNE 20, 2004.

Allison Berkman  
NAME

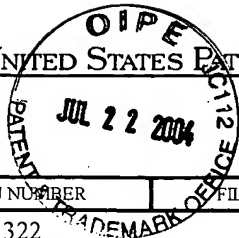
  
SIGNATURE

6/20/04  
DATE

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# UNITED STATES PATENT AND TRADEMARK OFFICE



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/811,322	03/26/2004	Vito James Carlucci	884.0221USU

CONFIRMATION NO. 9464

## FORMALITIES LETTER



\*OC000000012899774\*

Charles N.J. Ruggiero, Esq.  
Ohlandt, Greeley, Ruggiero & Perle, L.L.P.  
10th Floor  
One Landmark Square  
Stamford, CT 06901-2682

Date Mailed: 06/08/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/23/2004 MAHME1 00000028 501239 10811322

01 FC:1001 770.00 DA  
02 FC:1051 130.00 DA  
03 FC:1201 86.00 DA  
04 FC:1202 72.00 DA

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 6,9.

The applicant needs to satisfy supplemental fees problems indicated below.

• The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$158** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1058** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$158**
  - **\$86** for 1 independent claims over 3.
  - **\$72** for 4 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE